

STATE OF INDIANA

ENVIRONMENTAL MANAGEMENT BOARD



INDIANAPOLIS 46206-1964

1330 West Michigan Street
P.O. Box 1964

VIA CERTIFIED MAIL

Mr. Larry Hagen
Gary Development Company, Inc.
479 North Cline Avenue
P.O. Box 6056
Gary, IN 46406

JAN 3 1984

Dear Mr. Hagen:

US EPA RECORDS CENTER REGION 5



436278

Re: Special Waste Revocation
Gary Development Landfill
Lake County

In accordance with paragraph 8c of the Settlement Agreement and Recommended Order, Cause No. N-53, Gary Development, Inc., vs. the Environmental Management Board, staff has reviewed the information pertaining to the U.S. Reduction Company special waste approval for the disposal of milling dust and slag. Based upon the information provided by U.S. Reduction Company, and that the Gary Development Landfill is not in compliance with the daily operational standards and the above Agreed Order, staff has determined that the continued disposal of milling dust and slag is not acceptable.

Therefore, the November 27, 1979, approval letter for the disposal of milling dust and slag is revoked and declared null and void effective February 1, 1984. As stated in the Agreed Order, "Any such decision shall constitute a "final action" for which Petitioner may file a Petition for Hearing before the Board pursuant to Indiana Code 4-22-1 (1982) and 13-7-11-3 (1982)."

If you have any questions pertaining to this matter, please contact Mr. George Oliver of the Division of Land Pollution Control at AC 317/633-0213.

Very truly yours,

A handwritten signature in dark ink, appearing to read "Ralph C. Pickard".

Ralph C. Pickard
Technical Secretary

GEO/tr

cc: Mr. Mathew Scherschel, Deputy Attorney General
Mr. John M. Kyle III, Barnes and Thornberg✓
Mr. Thomas Hendon, U.S. Reduction Company
Mr. Stu Miller, Indiana State Board of Health

EXHIBIT B